

MEMO ENDORSED**WESTERMANN SHEEHY KEENAN SAMAN & AYDELOTT, LLP**THE OMNI BUILDING
333 EARLE OVINGTON BOULEVARD

SUITE 702

UNIONDALE, NEW YORK 11553

TELEPHONE (516) 794-7500

TELECOPIER (516) 794-1277

DAVID WESTERMANN, JR.
CHRISTOPHER J. SHEEHY
CHRISTOPHER P. KEENAN*
PETER S. SAMAN
MICHAEL F. KUZOW***
ROBERT J. FRYMAN
MARY PAT BURKE**
STEPHEN J. GILLESPIE**
KENNETH J. BURFORD
TIMOTHY M. SMITH*ROBERT M. CONTI
SETH D. ROSMARIN
AVINDER S. AUJLA
LING C. LEDER
JENNIFER J. BENNICKEOF COUNSEL:
JOHN F. HAMILTON
JUDITH A. AYDELOTT
GORDON B. AYDELOTT
LEONARD M. RIDINI, JR.* ALSO ADMITTED IN CT
** ALSO ADMITTED IN NJ
*** ALSO ADMITTED IN OK AND TXUSDC SDNY
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WHITE PLAINS OFFICE
222 BLOOMINGDALE ROAD
SUITE 305
WHITE PLAINS, N.Y. 10605
TELEPHONE (914) 946-7770
TELECOPIER (914) 946-4587NEW JERSEY OFFICE
THE COMMONS - SUITE 6
82 EAST ALLENDALE ROAD
SADDLE RIVER, N.J. 07458
TELEPHONE (201) 995-0890
TELECOPIER (201) 934-8681CONNECTICUT OFFICE
745 POST ROAD
DARIEN, CT 06820
TELEPHONE (203) 661-8977BY TELECOPIER (212) 805-6724Magistrate Judge Frank Maas
United States District Court
Southern District of New York
500 Pearl Street, Room 640
New York, New York 10007*Any renewed motion shall be
filed by June 7, 2013, and
any opposition papers shall be
filed by June 19, 2013. Unless
the Court otherwise directs: (1)*Jesse Adelaar v. Sprout Foods, Inc.; Index No.: 12 CIV 3054

Dear Hon. Judge Maas:

*reply papers will not be entertained; (2)
unless the Court grants summary judgment*As you are aware, this firm is counsel to Sprout Foods in the captioned matter. *in the*
As you are also aware, pursuant to this Court's Order dated April 15, 2013, the plaintiff's *uniform*
deposition was to be completed by this date and Sprout is to advise the Court if it *shall*
wishes to resubmit its previously withdrawn motion for summary judgment by May 16,
2013. *shall proceed as previously scheduled.*The deposition of the plaintiff has been completed and Sprout wishes to resubmit
its motion for summary judgment. However, Sprout would like to supplement the record
given plaintiff's testimony on Friday, May 10, 2013 and is currently awaiting a copy of
plaintiff's transcript. Thus, we ask the Court to provide a briefing schedule for the
resubmission of the motion papers.

Thank you in advance for your assistance in this matter.

Respectfully submitted.

PSS

Peter S. Saman

PSS/db

WESTERMANN SHEEHY KEENAN SAMAN & AYDELOTT, LLP

Magistrate Judge Frank Maas

May 16, 2013

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cc: Jonathan Rogin
BERGER & WEBB, LLP
7 Times Square, 27th Floor
New York, NY 10036
Via Fax: (212) 319-1900

Counsel for plaintiff,
Jesse Adelaar